WASHINGTON. D. C., FRIDAY MORNING, FEBRUARY 9, 1877.

MAKING A PRESIDENT.

AN EXHAUSTIVE DEBATE OVER A

Detailon.

The Commission reassembled in open sevien at 11 o'clock.

The counselon both sides were present with the exception of Judge Black.

The proceedings of yesterday having been made public, the journal was read.

Justice CLIFFORD stated that proceedings were now in order under the orders adopted by the Commission yesterday.

Mr. GREEN, counsel on the Democratic side, said they proposed to call as a witness (IRONGE P. RAR, of Florida, who appeared and was sworn by the Secretary.

Resides in Tallahassee, Fis., and is

Opecion of Mr. Mark S. 1988.

If Pensecola, was next colled. Had known J. C. is unphreys for the years; know that he had held the office of Shipping Commissioner.

Mr. CHREEN then presented the commission of Kr. Hample of the children of the clerk of the opening to which the commission of the present to which man alsoft that no resignation had been filed up to January 54, 1877. Vitness stated that he had transactions with maphreys, as Shipping Commissioner, from as time in 1873 up to the time of jesving Florida August last; knew the man to be the same as one voted for as elector. If, OREWM and the

in the office of the court.

He next proceeded is discuss the case under the first part of the order of the court, to consider only the papers contained in the package opened by the President of Les Senate. The papers were the papers were the contained to the papers were the argued that the formal character of certificate No.4, entitled it to some consideration by the Commission, and contained the reasons why the Governor, because the electors certify that the fovernor retured to so sign it.

Our tificate No. 5 bore the certificate of Governor Prew, the Secretary of State, and the seal of the State, with the proceedings in que warranto.

of the State, with the processing in presents.

The contended that the statutes and action of the courts of the State were matters that the Commission should impute into to establish the present Court of the United States had held repeatedly that the decisions of the highest court of a State were as authoritative as the statutes themselves.

The Commission had, he said, before them in

court of a State were as authoritative at the statutes themselves.

The Commission had, he said, before them in the third, sertificate, not only the certificate of the Gevernor, but a tabulated statement of the presenumber of votes cast in each county in the State for the different candidates. This certificate had the authority of the Executive, the Judiciary and the Legislature—all speaking upon the question which is now to be decided by this tribunal, it inglat, he said, be argued that this thrice certificate did not arrive in Washington by the first Wednesday in January, and was, as to thought, by a forced construction therefore too late.

thought, by a forced construction therefore too late.

He argued and cited authorities to sustain his proposition that the clause was merely directory and not mandatory. The main fact he urged was did the electors vota seconding to the constitutional requirement, and the usere transmission of heir message to the President was an indeental matter, and the time within prescribed limits was not of the sessione of the transaction. The main point was that the votes should be received before Declaring the later submitted with certificate Ne. 3 were effectual, and that a delay in the performance of splan duty did not prevent the performance of that duty.

In conclusion, Mr. OREEN contended that the laws passed by the Legislature of Florida since January ist, in relation to the recent election, [See Fourth Page.]

National

owner day.

He referred in conclusion to the Commission being now in the performance of the daty of the two flouses, which it was never contemplated by the Constitution should be interrupted for a day or an hour.

Mr. Merrick's Argument.

Mr. MERICK closed the argument for the Democratic side. It is said the counsel on the other
mocratic side. It is said the counsel on the other
had taken a step in advance, and now sought
had been submit consideration eyer fainty that
had been submit consideration eyer fainty that
had been submit of the commission. It is apprehended that when the been sentential
from the picture that had been montain in
looked upon the counterpart, they would find a
picture more startling and shocking to the sense
of the community.

of the community.

Referring to the question of the sligibilities of electors, he said, the ineligibility did not so much work against the elector as against the State; it was the State that was deprived of the vote. The clause of the Constitution was in the nature of a limitation of the power of appointment, rather than a disqualification of the insumbest. than a disqualification of the insumbent. If it should be held that the first certificate was valid, he held that one of the electors was disqualified, and that hence the State had foreited one of the votes therein certified. He denied that they were bound to show that he occupied the effice up to the day of election, and they had shown his spipolarment and continuance to hold the office up to mar the date of the election, and in the absence of proof to the contrary, it has the presumption that he continued to hold the office at that time.

time.

Mr. MEERICK said the law provided that the appointment should be made by the Ulrenit Court, and it followed that the resignation must be tendered to the Clienti Court, the records of which show that no such resignation had been filed. MR. HOAR & INQUIRY.

Mr. HOAR a RACHEY, and inquired whether Mr. At state of interrupt, and inquired whether Mr. M state of the that it Mr. Humphreys had been elected a Empressitative or Senator, and the judge of the court refused to accept the resignation, account not accept the office.

Mr. MELRICK replied that he did not so hold, but thought the resignation should be sent to the ecurt to be filed, when the court was opened.

Passing this point Mr. MERRICK said he did not anderstand the order of the court to be that because extraneous evidence had been excluded in relation to certificate should not be used as evidence in the court of articles a party who applies for a piece of evidence and does not receive it, is in as good a position as if he had received it, and that the release of the Governor to certify the Tilden electors did not and shouls not operate against them. They west to the Governor certify the Tilden electors did not and shouls not operate against them. They west to the Governor, carrying with them a majority of the votes of the State, and asked for the certificate. That

CONGRESSIONAL REVIEW.

INHUMAN TREATMENT OF AMERICAN CITIZENS BY A DEMOCRATIC HOUSE.

trymen who were being outraged because these wincesses refused to testify as David Didler. First.D and others of his committee wanted them to. Fernando Wood, in discussing the subject, murdered the King's English most airoclously—in fact, worse than he generally does. He talked about "dismunable conspiracies;" of cases that were not "defendable;" announced contumacious as though it were spelled "contumanhous," which are but a liew specimens. The result of it was that by a solid party vote the Democrate carried the hour against the humane suggestions of the Republicans; and so far as the former are concerned Mn. Whits may rot in a dung axia in which Mr. Whison of Lowa said he would not compel one of the animals on his farm to remain. But the House in this is only carrying out the buil-doding, assassination policy of their supporters in the South-When they can't accomplish anything by fair means they resort to that which is foul.

That hig hall million claim which got into the Deficiency appropriation bill on Wednesday, in Committee of the Whole, while the Members were excited over the action of the Electoral Tribunal; is likely to be defeated in the House. The Members on reflection eet that they would make a great mistake to tack on all these claims. When it was reported from the Committee of the Whole, while the was more fully explained but was defeased on a rising voite when its friends called the yeas and nays, pending which the recess was takon. A few days ago a resolution was referred to the Judiciary Committee authorising them to report whether, if the House should proceed with its regular legislative business after 13 o'clock each day it would be in contravention of the electoral law. The committee gave their judicial opinion to day that it would not, and wanted to have the report referred to the Committee on Rules.

Mr. Conver and others objected because the Committee on Rules has authority to report at any time, which the Judiciary Committee has not. The very anxiety manifested tricks. They should not a

rill, or vermont, introduced a bill authorising the purchase of certain grounds on which to creet a fire proof building for the library of Congress. It provides for the purchase of the square between north H and north C streets, First and Recond streets east, The ground is to be purchased by the Secretary of the Interior at its current value.

Oschwald and Ryan Reprieved for One Week

Oschwald and Ryan Reprieved for One Week
TRENTON, N.J., Feb. S., Governor Bedle,
of New Jersey, sent to Newark last evening
a measurage bearing a reprieve of one week to
Oschwald and Ryan, who were to be hanged to
morrow for the murder of Policeman Broek,
Governor Bedle explains his action in the following State paper:
Testerday a hill came fit my lands, passed by took
and stay of execution as a matter of course in all
criminal cases punishable with death. It was evicataly intended to reach the Ryan and the death
each. The change proposed is so important to the
eachers my duty to grant a further resplite, in order
that the hill may sective due consideration, and, it it is to become a law, that the will of the Legisle
prieved the priceners until Thursday, the 14th day
of February 1, 187.

Sheriff Harrison got the news at Newark by

Dated Schwary 7, 187.
Sheriff Harrison got the news at Newark by telegraph in the afternoon. He immediately went to the Easer County Frian, where the men were confined, and read the despatch to them. The men's faces it up with a glow of delight, and they thanked him for the good news heartily.

Clava Morris Again Sick.

(By Telegraph to the National Republican.)
New York, Feb. 8.—Miss Clara Morris
Will leave to-day for Santa Barbara, Cal., for her
health. She is still very ill and suffers greatly,
though abn is much better than she has been
She will begin a starring tout in April next, if
her health permite, epening in Boston in "Miss
Multon."

Organizing Bands of Frontier Scouts.

San Francisco, January S.—A Tucson Arisons despatch says that Governor Saffard has elegraphed the Secretary of War for arms, and that he will saff and the w

hostile Apachees.

A Suspension of Interest on Tennessee Bondr.

(By Telegraph to National Republican.)

Nassvitte, Taxx., Fob. 8.—The State Senate to day concurred in the House resolution directing ombitoller and Treasurer to suspend payment of interest and State bonded debt.

EX-SECRETARY BELKNAP.

ection of the President—at the ne

SENATOR SIMON CAMERON SUPD.

For a Breach of Promise of Marriage—By Widow—Damages Laid at \$50,000. Widow-Damages Laid at \$50,000.

Messrs. Peter & reter, as counsel, have entered suit against, for their client, Mrs. Mary S. Oliver, Senator Simon Cameron, for breach of promise of marriage. The damages to the of promise of marriage. The damages to the lady's wounded affections are set at the modest figure of \$50,000. In her complaint she says that on December 7th, 1875, he faithfully promised the plaintiff to marry and take her for his wife in a reasonable time; although the period fixed for the marriage has long since elapacd, she, confiding in the promise given, has always been prepared and ready to take him to be her husband, but from time to time he has refused and still declines to fulfil his promise, and she therefore claims the damages stated, besides coats. Mrs. Oliver as somewhat beneath the ordinary size of women, but of excellent figure. She has rather a preposeesing face, with blue eyes and light brown hair, and displays good taste to her dress. She is past the sunny side of 30 and a widow, rumor saying that her daughter attends school in Pennsylvania while she resides here and fills a clerical position in the Treasury Department.

BANK FAILURE IN HARTFORD.

An Estimated Deficiency of a Half Million Dollars. Hr Telegraph to the National Republican 1

(By Telegraph to the National Republican,)
The deflency in the Farmers' and Mechanics National Hank is estimated at from \$400.00 to \$40,000. The amount includes various ionate which are not wholly valualors, and that securities to a considerable amount have been received from the borowers since yetterday. The dispatch says Cashier Chapman stated that he could not give the precise figures until the examination is concluded. He admitted that the bank will suitain a heavy loss, probably not less than \$500,000, that he will be suitain a few of the probably not less than \$500,000 that the last statement, dislanguaged for the reason that the last statement, dislanguaged for the reason that the last statement, dislanguaged for the reason that the last statement, dislanguaged from the statement of \$100,000 and \$45,000 undivided profits. This surplus will be swept away, but the stockholders are men of large wealth and will make up any deficiency that may be discovered on the official examination.

Opened the British Parliment Tester

her Majesty the Queen in person to-day. The

Sale of James Gordon Bennett's Kennel, (ByTelegraph to The National Republican.)
New Youx, Feb s.—Br. James Gordon Bennett's kennel was sold at public acction yesterday by Charles W. Barker, at Thirty-leventh and Broadway. A pair of Gordon setters, said to the set of the set

A South Carolina Republican Commits Sul-cide.

cide,
(By Telegraph to the National Republicae.)
COLUMBIA, S. C., Feb. S.—J. H. Runble,
late Republican solicitor for this circuit, committed suicide to-night by shooting himself through
the head with a pistol. He was thirty years of
age. No cause is assigned for the act.

The Augusta sacce.

[By Telegraph to the National Republican.]

AUGUSTA, GA., Feb. S.— Second day,
Jockey Club races. First race, one-and-a-half
unle dash, three started. Won by Lenn. O'Neal,
Courier second. Time, 2534. Second race, mile
heats, all ages. Three started. Won by Ascot,
Maris Barnes second. Time, 155), 15534. Verdict Against a Railroad Company.

vergiet Against a Railroad Company.

(By Telegraph to the National Republican.)

New York, Dec. 8.—Patrick Corcoran, suing as guardian of his son, who was knocked down and injured by a projection from the roar car of a New Telegraph of the Patrick of the Patric

ACROSS THE OCEAN.

CABLE DOTS.

grand Vitter has sent express instructions to the Turkish Ambassador at continue, the preliminary negotiation with Servis.

In the House of Commons last creming the Marquis of Hartington pointed out the absence of reference to the American extradition treasy in the Queen's speech. He also criterized Earl Beaconsfield.

The Marquis of Salisbury, who was not present at the opening of Parliament vestering, arrived at the House of Lords later and was redifferently active the House of Lords later and was redifferently electronic was also cheered.

It is expected that Austria, in reply to the Russian note, will decline the slope wayling measures against Turkey. Germany is likely to offer her good offices to arrange a common course between Bursia and Austria.

Bursia and Austria.

Eursia and Austria.

Earl Granville, speaking in the House of Lords
yesterday afternoon, declared he wend not refer
papers to be submitted to Partisament. Never
papers to be submitted to Heatings.

The Paris Temps says it has redevied special
information that Lord Derby informed Dount
to Eshouveioff that England would do her utmost
to maintain understanding between the powers
to maintain the College of the Esstern question.
Austria has declared while continue to set
with the other powers. Retters telegram from Constantinopie says the story that Midhat Pasha was implicated in a conspiracy is now universally discredited. A Tweyer, a semi-official journal, announces that he was dismissed because his conduct tended to curial the power of the Sultan. He was expla-ded near by as a precaution against popular excite-ment.

TELEGRAPHIC BREVITIES.

The United States Steamer Swatara, Captain Cooke, from New York, arrived in the reads at Fort Menroe Wednesday evening.
Oliver S. Chapman, of Benton, Massachusetts, a well known railread conductor, and for some time director of the Union Pacific railread, fell dead yesterday moraing.
Yesterday moraing a fire broke out in the planing mills of Martin E. Murphy, Noz. 2, 4, and 6, Tompkins street, New York, which nearly destroyed that sturcture, and damaged Dannat's lumber yard, and James Green's flour store. The loss is about \$40,000.

The Emina are Republican.]

Ngw Your, Feb. 5.—The Emma Mine suit still drags its length along before Judge Wallace, in the United States Circuit Court. A motion was made to day and denied an adjournment of the care unit Mr. E. W. Stongthon, one of the county in the suit, returns from Washington.